

Docket No: 07-0483
R.O.M.: 11/20/07
Deadline: 12/23/07

M E M O R A N D U M

TO: The Commission

FROM: Claudia E. Sainsot, Administrative Law Judge

DATE: November 6, 2007

SUBJECT: Illinois Commerce Commission
On its own Motion

Development of net metering standards required by P.A. 95-0420.

RECOMMENDATION: Issue the attached Order authorizing submission of the attached emergency rule to the Ill. Secretary of State.

On August 24, 2007, PA 95-420 became law. Section 16-107.5 requires electric providers (electric utilities or alternative retail electric suppliers) to provide net metering facilities with metering equipment that can measure the flow of electricity in both directions at the same rate. (220 ILCS 5/16-107.5(e)). It also provides that:

Within 120 days after the effective date of this amendatory Act . . . the Commission shall establish standards for net metering.

(220 ILCS 5/16-107.5(h)). Due to the short statutory time period in which, a rule may be established, Commission Staff has issued a Report and a proposed emergency rule, both of which, are attached to the Order. The attached Order authorized submission of the emergency Net Metering Rule (83 Ill. Adm. Code 485(c)) to the Illinois Secretary of State. It further notes that, because emergency rules are only effective for 150 days, the parties and Commission Staff should continue proceeding in this docket to develop a permanent Net Metering Rule.

Accordingly, I recommend that the Commission issue the attached Order.

CES:jt